

ID-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ward et al.)
)
Serial No.: 10/652,321) Group Art Unit:
)
Filed: August 29, 2003) Examiner:
)
For: Container Cap with Finger-)
Openable, Reclosable Closure)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56, §1.97 and §1.98, documents that may be material to the examination of this application are listed on the attached Form PTO-1449. Copies of each of the listed documents are enclosed.

Applicant also cites co-pending and commonly owned application Serial No. 29/189,258 filed on August 29, 2003 for CONTAINER CAP as an additional document that may be material to the examination of this application.

No inference should be drawn that the cited documents represent a comprehensive investigation, or that any disclosure in the cited documents is equivalent to the subject invention.

The cited documents disclose numerous specific features. However, there has been no attempt to enumerate each and every feature disclosed by each document. The Examiner is requested to review these documents and to determine the extent of the materiality of the document disclosures, if any, with respect to the present invention.

The discussion of any art and the citation of any document is not to be construed as an admission that the art or document disclosure is necessarily within the invention field of endeavor, that the art or document disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that the art or document disclosure is otherwise necessarily prior art as defined by the patent law with respect to the instant invention and application.

Also, applicant reserves the right to later set forth how the claimed invention is distinguished over the disclosure of any document or other art, including the disclosures of the art and documents recited herein, and that may be cited by the Examiner in rejecting a claim in the instant patent application.

The recitation herein of the art and documents is not to be construed as an assertion that more pertinent art could not possibly be in existence.

Respectfully submitted,


Dated: November 17, 2003

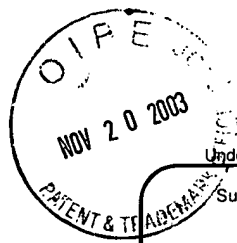
By: 
Michael A. Hierl, Reg. No. 29,807

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CERTIFICATE OF MAILING

I hereby certify that this correspondence and attachments are being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 17, 2003.


Michael A. Hierl



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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1

of 1

Complete if Known

Application Number	10/652,321
Filing Date	August 29, 2003
First Named Inventor	Evan T. Ward
Art Unit	
Examiner Name	
Attorney Docket Number	ID-01

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- Des.204,574	04/26/66	Harvey et al.	
		US- 3,281,024	10/25/66	Henchert et al.	
		US- 3,952,911	04/27/76	Bozek et al.	
		US- 4,441,637	04/10/84	Libit	
		US- 4,516,689	05/14/85	Barker	
		US- 4,582,216	04/15/86	Byrd	
		US- 4,629,088	12/16/86	Durgin	
		US- 5,242,079	09/07/93	Stephens et al.	
		US- 5,402,904	04/04/95	Close	
		US- 5,456,380	10/10/95	Ito et al.	
		US- 5,647,500	07/15/97	Konno et al.	
		US- 6,158,632	12/12/00	Ekkert	
		US- 2003/0098306 A1	05/29/03	Cho	
		US-			
		US-			
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		US-			
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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